

# EXHIBIT A

**EXHIBIT A**

- I. Complaint filed; no service as to Saint Thomas Entities:<sup>1</sup> <sup>2</sup>
- a. **Temple**, John L. Administrator of Estate of Reba Chessor Temple, et al., No. 1:13-cv-12696-FDS
  - b. **O'Brien**, Dennis, No. 1:13-cv-10460-FDS
  - c. **Peay**, Joan M., No. 1:13-cv-12843-FDS
  - d. **Patel**, Pinal, No. MDTN 3:13-cv-01416 (CTO-26)
  - e. **Sawyers**, John, No. MDTN 3:13-cv-01452
  - f. **Potts**, Karen and William, No. MDTN 3:14-cv-00025
- II. Non-Compliance with TENN. CODE ANN. § 29-26-121 as to Saint Thomas Entities:
- a. **Davis**, Thomas Randy and Naomi, No. 1:13-cv-12426-FDS
    - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
  - b. **Norwood**, Marjorie, No. 1:13-cv-12430-FDS
    - i. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)
  - c. **Ziegler**, Adam C. and Sarah D., No. 1:13-cv-12588-FDS
    - i. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)
  - d. **Knihtila**, James R., No. 1:13-cv-12576-FDS
    - i. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)
  - e. **Sellers**, Harold G. and Patricia S., No. 1:13-cv-12620-FDS
    - i. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)

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<sup>1</sup> The Saint Thomas Entities are defined as Saint Thomas West Hospital f/k/a St. Thomas Hospital (“STH”), Saint Thomas Health (“STHe”) and Saint Thomas Network (“STN”).

<sup>2</sup> The Saint Thomas Entities do not waive service by filing this Motion to Dismiss.

- f. **Besaw**, Travis, et al., No. 1:13-cv-12604-FDS
  - i. Failed to provide HIPAA-compliant authorization<sup>3</sup>
- g. **Ferguson**, Rosemary, et al., No. 1:13-cv-12571-FDS
  - i. Failed to provide HIPAA-compliant authorization<sup>4</sup>
- h. **Barger**, Vickie, et al., No. 1:13-cv-12619-FDS
  - i. Failed to provide HIPAA-compliant authorization<sup>5</sup>
  - ii. Original Complaint filed in violation of TENN. CODE ANN. § 29-26-121 (a)(1)
  - iii. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- i. **Redkevitch**, Ella M. and Neil Z., No. 1:13-cv-12666-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- j. **Adamson**, Barbara L., Surviving Daughter of Margaret B. White, No. 1:13-cv-12734-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- k. **Brock**, Denis and Jerry Brandt, No. 1:13-cv-12731-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety as to STHe and STN
- l. **Bryant**, Bertram Walker, Jr., et al., No. 1:13-cv-12668-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety as to STHe and STN
  - ii. Failed to provide HIPAA-compliant authorization

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<sup>3</sup> This defect applies to all Plaintiffs listed in this lawsuit.

<sup>4</sup> This defect applies to all Plaintiffs listed in this lawsuit.

<sup>5</sup> This defect applies to all Plaintiffs listed in this lawsuit.

- m. **Burns**, Rhonda and Larry, No. 1:13-cv-12697-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety as to STHe and STN
- n. **Higdon**, Shirley and Henry B., No. 1:13-cv-12718-FDS
  - i. Failed to provide HIPAA-compliant authorization
- o. **Barnard**, Robert, No. 1:13-cv-12738-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- p. **Berry**, Fredia, No. 1:13-cv-12838-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- q. **Denson**, Bobbie, No. 1:13-cv-12729-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. § 29-26-121(a)(1)
  - ii. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
  - iii. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)
- r. **Pierce**, Terry, No. 1:13-cv-12733-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- s. **Wray**, Jane R., et al., No. 1:13-cv-12737-FDS
  - i. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)
- t. **Devine**, Willie May Toney, No. 1:13-cv-12667-FDS
  - i. Failed to serve notice of intent on STH and STN as required by TENN. CODE ANN. § 29-26-121(a)(3)
- u. **Demps**, Jerry, No. 1:13-cv-12840-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety as to STHe and STN

- v. **Minor**, Michele R. and Billy J., No. 1:13-cv-12836-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. § 29-26-121(a)(1)
  - ii. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
- w. **Neely**, Virginia, No. 1:13-cv-12842-FDS
  - i. Failed to provide HIPAA-compliant authorization
- x. **Schulz**, Martha F., No. 1:13-cv-12311-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. § 29-26-121(a)(1)
  - ii. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(a)(4) and (b)
  - iii. Failed to provide HIPAA-compliant authorization
- y. **Judd**, Kenneth, No. 1:13-cv-13120-FDS
  - i. Failed to provide HIPAA-compliant authorization

III. Failure to Comply with TENN. CODE ANN. § 29-26-122 as to Saint Thomas Entities:

- a. **Davis**, Thomas Randy and Naomi, No. 1:13-cv-12426-FDS
- b. **Barger**, Vickie, et al., No. 1:13cv-12619-FDS
- c. **Redkevitch**, Ella M. and Neil Z., No. 1:13-cv-12666-FDS
- d. **Adamson**, Barbara L., Surviving Daughter of Margaret B. White, No. 1:13-cv-12734-FDS
- e. **Barnard**, Robert, No. 1:13-cv-12738-FDS
- f. **Berry**, Fredia, No. 1:13-cv-12838-FDS
- g. **Denson**, Bobbie, No. 1:13-cv-12729-FDS
- h. **Pierce**, Terry, No. 1:13-cv-12733-FDS
- i. **Minor**, Michele R. and Billy J., No. 1:13-cv-12836-FDS
- j. **Schulz**, Martha F., No. 1:13-cv-12311-FDS

IV. Non-Compliance with TENN. CODE ANN. § 29-26-121 as to the Ascension Parties:<sup>6</sup>

- a. **Adamson**, Barbara L., Surviving Daughter of Margaret B. White, No. 1:13-cv-12734-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(b) and (c)
- b. **Brock**, Denis and Jerry Brandt, No. 1:13-cv-12731-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety
- c. **Bryant**, Bertram Walker, Jr., et al., No. 1:13-cv-12668-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety
- d. **Burns**, Rhonda and Larry, No. 1:13-cv-12697-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety
- e. **Demp**s, Jerry, No. 1:13-cv-12840-FDS
  - i. Complaint filed in violation of TENN. CODE ANN. § 29-26-121 in its entirety
- f. **Minor**, Michele R. and Billy J., No. 1:13-cv-12836-FDS
  - i. Original Complaint filed in violation of TENN. CODE ANN. § 29-26-121(a)(1)
  - ii. Original Complaint filed in violation of TENN. CODE ANN. §§ 29-26-121(b) and (c)
- g. **Redkevitch**, Ella M. and Neil Z., No. 1:13-cv-12666-FDS
  - i. Original Complaint filed in violation of T.C.A. § 29-26-121 (b) and (c)

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<sup>6</sup> The Ascension Parties are defined as Ascension Health Alliance and Ascension Health.

V. Failure to Comply with TENN. CODE ANN. § 29-26-122 as to Ascension Parties:

- a. **Adamson**, Barbara L., Surviving Daughter of Margaret B. White, No. 1:13-cv-12734-FDS
- b. **Minor**, Michele R. and Billy J., No. 1:13-cv-12836-FDS
- c. **Redkevitch**, Ella M. and Neil Z., No. 1:13-cv-12666-FDS